

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 1, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, July 25, 2006. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
- 2) **SPECIAL PRESENTATIONS:**
 - A. Presentation of the County-City Volunteer of the Month Award to Freida Holman for her services with the Lincoln Area Agency on Aging.
 - B. Recognition of Bob Workman for support of the National Committee for Employer Support of the Guard and Reserve (ESGR) - Arlo R. Bower, State Chairman of the Nebraska ESGR Committee, and Bill H. Nelson, Program Specialist with the Nebraska ESGR Committee
- 3) **CLAIMS:** Approval of all claims processed through Tuesday, August 1, 2006.
- 4) **PUBLIC HEARINGS:**
 - A. County Change of Zone No. 06003, requested by Land II, L.L.C., from AG Agricultural District to AGR Agricultural Residential District, to allow the development of 17 residential acreage lots on 72.85 acres, more or less, on property generally located northwest of the corner of South 68th Street and Roca Road in Lancaster County, Nebraska. (See New Business Item 5A for correlating documentation.)
 - B. County Preliminary Plat No. 06001, The Preserve at Cross Creek 2nd Addition, requested by Land II, L.L.C., to allow the development of 17 residential acreage lots on 72.85 acres, more or less, on property generally located northwest of the corner of South 68th Street and Roca Road in Lancaster County, Nebraska. (See New Business Item 5B for correlating documentation.)

<p style="text-align:center">THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.</p>

4) **PUBLIC HEARINGS CONTINUED:**

- C. County Waiver No. 06004, requested by Land II, L.L.C., to allow the development of 17 residential acreage lots on 72.85 acres, more or less, on property generally located northwest of the corner of South 68th Street and Roca Road in Lancaster County, Nebraska. (See New Business Item 5C for correlating documentation.)
- D. County Change of Zone No. 06030, requested by Civil Design Group on behalf of Monte and Lisa Froehlich, from AG Agricultural District to AGR Agricultural Residential District to allow the development of seven residential acreage lots on approximately 32.84 acres generally located northwest of the corner of South 38th Street and Martell Road in Lancaster County, Nebraska. (See New Business Item 5D for correlating documentation.)
- E. County Preliminary Plat No. 06006, Ponderoca Crossing, requested by Civil Design Group on behalf of Monte and Lisa Froehlich, to develop seven residential acreage lots on property generally located northwest of the corner of South 38th Street and Martell Road in Lancaster County, Nebraska. (See New Business Item 5E for correlating documentation.)

5) **NEW BUSINESS:**

- A. A resolution in the matter of County Change of Zone No. 06003, from AG Agricultural to AGR Residential, requested by Marcia Kinning of ESP on behalf of Land II, L.L.C., on property generally located northwest of the corner of South 68th Street and Roca Road, Lancaster County, Nebraska. (R-06-0074)
- B. A resolution in the matter of County Preliminary Plat No. 06001, The Preserve at Cross Creek 2nd Addition, requested by Marcia Kinning of ESP on behalf of Land II, L.L.C., for 17 residential acreage lots and associated waiver requests on property generally located northwest of the corner of South 68th Street and Roca Road, Lancaster County, Nebraska. (R-06-0075)
- C. A resolution in the matter of County Waiver No. 06004, requested by Land II, L.L.C., to waive the lot depth-to-width ratio for proposed lots associated with The Preserve at Cross Creek 2nd Addition, on property generally located northwest of the corner of South 68th Street and Roca Road, Lancaster County, Nebraska. (R-06-0076)

5) **NEW BUSINESS CONTINUED:**

- D. A resolution in the matter of County Change of Zone No. 06030, from AG Agricultural to AGR Residential, requested by Civil Design Group on behalf of Monte and Lisa Froehlich, on property generally located northwest of the corner of South 38th Street and Martell Road, Lancaster County, Nebraska. (R-06-0077)
- E. A resolution in the matter of County Preliminary Plat No. 06006, Ponderoca Crossing, requested by Civil Design Group on behalf of Monte and Lisa Froehlich, for seven residential acreage lots on property generally located northwest of the corner of South 38th Street and Martell Road, Lancaster County, Nebraska. (R-06-0078)
- F. A resolution in the matter of County Change of Zone No. 04074, from AG Agricultural to AGR Residential, requested by Lyle Loth of ESP on behalf of Robert Lookabaugh, on property generally located at North 84th Street and Agnew Road, Lancaster County, Nebraska. (R-06-0079)
- G. A resolution in the matter of County Special Permit No. 04058, Lakewood Hills Community Unit Plan, requested by Lyle Loth of ESP on behalf of Robert Lookabaugh, to develop nine residential acreage units on property generally located at North 84th Street and Agnew Road, Lancaster County, Nebraska (R-06-0072)
- H. A resolution in the matter of County Preliminary Plat No. 04028, Lakewood Hills, requested by Lyle Loth of ESP on behalf of Robert Lookabaugh, for nine residential acreage lots on property generally located at North 84th Street and Agnew Road, Lancaster County, Nebraska. (R-06-0080)
- I. A resolution approving a Corporate Manager liquor license application for Mark A. Wible, in connection with a Class ID liquor license for Firethorn Golf Company, L.L.C., located at 9301 Firethorn Lane, Lincoln, Lancaster County, Nebraska. (R-06-0081)
- J. A resolution amending County Resolution No. 06-0060 approved by the County Board on June 20, 2006 regulating trucks over 26 tons on West Old Cheney Road. The resolution authorizes the County Engineer to replace the existing traffic sign with a temporary 'No Trucks Over 26 Tons Licenses Gross Weight' traffic sign on West Old Cheney Road 200 feet east of the Homestead Expressway for eastbound traffic to be consistent with the City's traffic signs. (R-06-0082)

5) **NEW BUSINESS CONTINUED:**

- K. An engagement letter with Dana Cole and Company L.L.C. for audit services for Lancaster County for the year ended June 30, 2006. The County will pay up to \$39,500 for the services. (C-06-00439)
- L. A revised interlocal agreement between Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission to amend Section 9 to clarify insurance coverage between the City and County for all Public Building Commission projects. The revised interlocal agreement supercedes the interlocal between the parties dated July 10, 1996. (C-06-0445)
- M. Agreements with the following facilities to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. The agreements set forth a reimbursement arrangement in which the County will provide payment for the medical care and the facilities will reimburse the County if/when the General Assistance client is later determined eligible for Medicaid reimbursement. The agreements are effective upon execution of both parties and contains a 30-day termination provision.
- ▶ Consultants in Gastroenterology (C-06-0446)
 - ▶ Lincoln Nephrology & Hypertension (C-06-0447)
 - ▶ Omaha Neurological Clinic (C-06-0448)
 - ▶ Wedgewood Legacy Medical P.C. (C-06-0449)
- N. An application and agreement for nutrition services with the State of Nebraska, Department of Education Nutrition Services System. The application is under the Adult Care Food Program on behalf of the Community Mental Health Center. Term of the agreement is July 1, 2006 through June 30, 2007. The State will reimburse the County up to \$25,000 for the program. (C-06-0450)
- O. A sub-grant award agreement between Lancaster County and the Nebraska Emergency Management Agency (NEMA) for the period of August 1, 2005 through October 31, 2005, in the amount of \$25,194.69.
- P. Recommendation from the Purchasing Agent and Sinclair Hille Architects on behalf of the Public Building Commission, to award a bid for re-roofing and re-pointing stone parapet caps at Trabert Hall to Weathercraft Company, in the amount of \$179,777. (B-06-0029)
- Q. A request from General Electric Capital Corporation for a refund of 2005 personal property tax, in the approximate amount of \$668.

6) **CONSENT ITEMS:** *These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:*

A. Receive and Place on File:

1. County Attorney's Quarterly Report from April 1, 2006 through June 30, 2006.

B. Setting of a public hearing for Tuesday, August 8, 2006 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding County Special Permit No. 05058, Martell Development Community Unit Plan, requested by Marcia Kinning of ESP on behalf of Dutch Bentzinger, for authority to develop four residential acreage lots on 20.78 acres on property located northeast of Southwest 29th Street and West Martell Road, Lancaster County, Nebraska.

C. Requests from the following to voluntarily participate in the Lancaster County Retirement Plan having met the requirements:

- ▶ Leigh Ann Copeland with Lancaster Manor
- ▶ Monica A. Rigoni with the Corrections Department

D. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:

- ▶ Hildegard Nagel, in the total amount of \$360, on North 14th Street 600 feet south of West Branched Oak Road; Project CP-C-19. (2 contracts) (C-06-0440 and C-06-0441)
- ▶ Viktor and Hadezhada Rybak, in the amount of \$255, on Raymond Road east of North 112th Street; Project CP-A-7. (C-06-0442)
- ▶ Sundance, L.L.C., in the total amount of \$26,955.20, on South 82nd Street from Panama Road to Hickman Road; Project C55-SX-404(2). (2 contracts) (C-06-0443 and C-06-0444)

7) **PENDING:** *Items currently on pending may be removed at the discretion of the Board and scheduled for action on a regular Board of Commissioners agenda following a two week notification period.*

8) **EMERGENCY ITEMS AND OTHER BUSINESS:**

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Planning Work Session on Tuesday, August 1, 2006 at 11 a.m. in Room 113 located on the first floor of the County-City Building, 555 South 10th Street, Lincoln, Nebraska.
- B. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, August 3, 2006, beginning at 8:30 a.m. in Room 113 located on the first floor of the County-City Building, 555 South 10th Street, Lincoln, Nebraska.
- C. Public hearings will be held on Tuesday, August 8, 2006 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:
1. County Special Permit No. 06028, requested by J.D. Burt of Design Associates, on behalf of T O DEW, L.L.C. (Debra and Todd Wendelin), for authority to develop dwelling units within 1320 feet of a public lake, on property generally located at Southwest 62nd Street and West Sprague Road, Lancaster County, Nebraska.
 2. County Change of Zone No. 06022, requested by J.D. Burt of Design Associates on behalf of T O DEW, L.L.C., from AG Agricultural District to AGR Agricultural Residential District, on property generally located at Southwest 62nd Street and West Sprague Road, Lancaster County, Nebraska.
 3. County Preliminary Plat No. 06005, requested by J.D. Burt of Design Associates on behalf of T O DEW, L.L.C., for 26 residential acreage lots on property generally located at Southwest 62nd Street and West Sprague Road, Lancaster County, Nebraska.
- D. The Lancaster County Board of Commissioners have scheduled budget meetings to be held at the County-City Building located at 555 South 10th Street, Lincoln, Nebraska (room numbers listed below):

Other Budget Meetings will be Scheduled on a Staff Meeting Agenda:

Tuesday, August 1, 2006 - Direct County Clerk to publish notice of public hearing on County budget

Tuesday, August 15, 2006 - 7 p.m. : Public Hearing on County Budget; County-City Building, Room 112

Thursday, August 17, 2006 - 10:00 a.m. to 11:30 a.m.: Review Agricultural Society and Rural Fire Budgets, County-City Building, Room 113

Tuesday, August 22, 2006 - 9:30 a.m.: Adoption of County Budget, County-City Building, Room 112

9) **ANNOUNCEMENTS CONTINUED:**

E. The Lancaster County Board of Commissioners meeting which is broadcast live at 9:30 a.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

10) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

The Board of Commissioners agenda and minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

**AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, AUGUST 1, 2006
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, July 25, 2006. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 10 additions and deductions to the tax assessment rolls per Attachment "A".

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Angelic Temple Church of God in Christ
MOSAIC
Salvation Army
Sisters of Mercy

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4) **APPEALS FILED ON LATE FILED HOMESTEAD EXEMPTIONS:**

Robert Cane
Donald & Doris Cushing
Marjorie K. Davenport
Donald and Elena Ganow
Wayne L. Higgins
Eva Phelps

Marvin and Carolyn Price
Myron and Nadine Robertson
Virginia Smith
Virginia L. Wilcox
Allan J. Worrest

5) **ADJOURNMENT:**